

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

326 LAND COMPANY, LLC, a Michigan
limited liability company,

Plaintiff,

v

CITY OF TRAVERSE CITY, a Michigan
Home Rule City, SHAWN WINTER, City
Planning Director,

Defendants.

Ross A. Leisman (P41923)
James F. Scales (P40639)
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Case No. 1:22-cv-45

Honorable Paul L. Maloney

Magistrate Phillip J. Green

**STIPULATION AND ORDER
AMENDING INITIAL DISPOSITIVE
MOTION DEADLINE**

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STIPULATION

The parties, by and through their attorneys, hereby stipulate and agree as follows:

1. On April 12, 2022 the Court issued an Initial Case Management Order incorporating the proposal in the Joint Status Report that the parties initially address the stop work order issues in this action. Pursuant to that Initial Case Management Order the parties filed their Rule 26(A)(1) Disclosures, exchanged relevant documents on that issue by April 15, 2022 and completed discovery by May 17, 2022 including depositions, three of which occurred on May 13, 2022.

2. On May 25, 2022 the parties were informed that the deposition transcripts for the depositions on May 13 would not be available until after Memorial Day.

3. In addition, based on the exchange of information and depositions the parties have discussed possible resolution of the litigation.

4. The current deadline for the initial cross-motions for summary judgment on the stop work order is June 3, 2022. The parties hereby stipulate and agree and request that the Court extend that deadline from June 3, 2022 to June 17, 2022.

5. All other deadlines in the Initial Case Management Order would remain unaffected by this additional time for initial dispositive motions.

Mika Meyers PLC
Attorneys for Plaintiff

Dated: May 26, 2022

/s/ Ross A. Leisman
Ross A. Leisman (P41923)
900 Monroe Avenue NW
Grand Rapids, MI 49503

Garan Lucow Miller, PC
Attorneys for Defendants

Dated: May 26, 2022

/s/ Peter B. Worden (w/permission)
Peter B. Worden (P41899)
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ORDER

At a session of said Court held in the City of Grand Rapids
Michigan, on May 27, 2022.

PRESENT: Honorable Phillip J. Green
United States District Court Magistrate

The Court, having reviewed the stipulation of the parties and the Court being otherwise
advised in the premises,

IT IS ORDERED that the dispositive motion deadline of June 3, 2022 contained in the
Court's April 12, 2022 Initial Case Management Order is extended to June 17, 2022.

Dated: May 27, 2022

/s/ Phillip J. Green
Hon. Phillip J. Green
United States District Court Magistrate